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THE OLD STORY OF A "MORTGAGE"

HOME CO-OPERATION CONCERN IS AGAIN PLACED IN THE LIMELIGHT, BY A SUIT FILED, CHARGING FRAUD—THE OLD STORY OF A PURPORTED MORTGAGE WHICH TURNED OUT EVENTUALLY TO BE A DEED IN FEE.

P. E. R. Strauch, whose home co-operative concern was the subject of a good deal of undesirable publicity a couple of years ago, is the defendant in a suit filed in the circuit court involving serious charges of fraudulent conspiracy to obtain lands.

Suit has been filed by an Hawaiian for annulment of a deed to certain property, on the grounds that the instrument was obtained by fraud, and charging P. E. R. Strauch and others with conspiracy to defraud him out of his property. The title of the suit is—John P. Kahahawai vs. M. W. Tschudi, trustee, Fanny Strauch and P. E. R. Strauch, her husband, Mokubai Nakafewalu, Kumukahi, Keala Kuhlilima and John Herbert d'Almeida. George A. Davis and E. A. C. Long are counsel for the plaintiff, and in a demurrer in behalf of the defendants just filed, J. Lightfoot appears as attorney.

The plaintiff claims that in May, 1965, Strauch and his wife and Tschudi conspired to get 2.3 acres of land owned by himself at Niihau, Nuanu Valley by having him sign what they represented to be a mortgage deed for \$100. This money was for the purpose of paying Henry Hogan attorney, now deceased, a retainer, who with Strauch were attorneys representing his wife in defending a suit over another piece of land, with the Dowsett Company. These costs were finally paid by the Dowsett Company, the plaintiff receiving also \$280 from

the Company, which was the balance from \$450, the remainder going for attorney fees and costs.

The mortgage which the plaintiff believed he had signed turned out to be a deed in fee. It was made out in favor of M. W. Tschudi, trustee, and the latter has since transferred the property to Fanny Strauch, for an alleged consideration of \$1,000, which the plaintiff sets up to be fraudulent and designed as a disguise.

Also a portion of the land has since been sold to the natives whose names appear as defendants in the bill.

Kahahawai, who represents himself to be unable to read or write the English language, claims that advantage of this ignorance on his part was taken in getting him to sign a paper which purported to be a mortgage was really a deed in fee. Further that as he owes, nor has owed the defendants nothing, they obtained his property without any return for it whatever.

John Herbert d'Almeida is the assignee of a mortgage made by the plaintiff to G. S. Kenway, the debt represented, being paid in due form some time since, but for which he can receive no acknowledgment nor release. This mortgage was for \$200.

The demurrer filed in answer to this morning consists of sixteen objections to the bill, on grounds that the plaintiff has filed an indefinite complaint, that he does not support his facts, and numerous technical objections.

SMALLPOX ON HONGKONG MARU

STEAMER FOR SAN FRANCISCO HAD A CASE OF DEADLY CONTAGIOUS DISEASE.

T. K. K. Hongkong Maru, Captain Bent, was off port at daylight from the Orient.

Examination by the Federal doctors revealed a suspicious case of sickness and the vessel was ordered into quarantine. The case proved to be smallpox.

She went to the quarantine wharf and will this afternoon move to the Hackfeld wharf, her usual berth, and discharge 450 tons of Oriental cargo.

Two hundred Japanese immigrants were landed on quarantine island where they will be kept for two weeks. Cabin passengers shortly before noon were allowed to enter the city.

The Hongkong Maru sails for San Francisco at 11 o'clock tomorrow morning.

HOME-MADE DELICACIES.
Everything in the Alexander Young Cafe is home-made, and fresh and dainty. That's why it's popular.

New England bakery candies are nourishing and delightful. Try them.

Fine Job Printing, Star Office.

DANCE AT SEASIDE

Manager Stout announces a dance for tonight, complimentary to the officers and ladies of the Transport Crook. A delightful time is assured all who attend; guests of other hotels cordially welcomed.

Best cup of coffee in the city. New England Bakery.

"HAWAII" IS IT

At a meeting of the Trans-Pacific Yacht Committee held last night in the rooms of the Commercial Club, the name "Hawaii" for the new yacht was formally accepted. D. Howard Hitchcock and Dr. Hutchinson stated to the committee this morning that they would present to the yacht an oil painting of the La Paloma as she looked when she started in the race two years ago, as the first yacht representing Hawaii.

LAST DAYS.
of the millinery sale at Sachs'. Everything offered at 33 1/3 per cent discount

Fine Job Printing, Star Office.

STARTING A HOTEL

SPLENDID MANSION IN PUNAHOU IS TO BE OPENED BY MRS. McDONALD.

Mrs. J. W. McDonald, conducting a select boarding house in Punahou, has leased for a period of ten years the palatial mansion of Mrs. V. R. Isenberg, Wilder Avenue and Punahou, and on the first of next month will open a fashionable hotel. Applications for accommodations have already been made for all the rooms and the waiting list is large and includes the names of many prominent in society and business. The new hotel, situated in one of the most beautiful sections of the city and convenient to the Rapid Transit, will be conducted separate from Mrs. McDonald's present establishment.

It promises to surpass anything in the city in style and service and bids fair to speedily acquire fame as a resort sought out by those desiring to combine elegance of appointments, perfection of comfort, excellence of service, refinement and convenience.

The temporary closing of the Hawaiian and Moana Hotels has brought to the new Punahou enterprise a flood of applications for apartments. Mrs. McDonald's deserved fame as a hostess assuring perfection in every detail.

The new hotel is in the midst of delightful tropical vegetation, boasting numbers of large shade trees. A bathing tank, twenty-five feet wide by forty in length and eight feet deep, is enclosed in a large building with dressing rooms and is the finest in the islands.

The verandas are large and pleasantly located and from the upper verandas grand views are obtained. The house and grounds are fully equipped with electric lights and the fittings of the house are complete and elaborate. Portions of the walls in the shape of doors, open wide and the inside of doors are heavy plate glass mirrors. The building was constructed on the most lavish scale. Adjuncts include greenhouses, guests' cottages, laundry, servants' quarters, stables, coach houses, poultry yards, tennis court and aviary. The area of the grounds is a little over four acres. The house is capacious and is luxuriously furnished.

THE WALLACH DAILY SEESAW

TODAY IS A DAY FOR STATEMENTS THAT THE HEALER WILL SIGN AGREEMENT.

Charlie Notley stated this morning that he would call on President Pinkham today and inquire a little more into the matter of the electric bill proposed to be placed at the entrance to the gate of the Kailua Receiving Station for the use of Wallach while he is treating the twelve lepers as per the agreement with the Board of Health. Notley says that Wallach will probably sign the agreement before next Monday, but that he wants to be sure that the electric bill will insure his getting in and out equally as well as the key which was denied him.

The "Committee of Ten" politicians who have been at the back of most of the Wallach agitation, did not daband yesterday as was stated it probably would do if Wallach refused to sign the agreement, according to his declaration. A meeting was held again last evening and the healer was talked into sticking by the game, but he wants to make sure of that door. If Wallach signs within the limit of time, (next Monday at 4 o'clock) he will probably be taken to the Settlement to pick out his lepers the following day.

ARRIVING.

Friday, January 24.
U. S. A. transport Crook, Williams, from Manila and Nagasaki, 12:30 p. m.

AN ENTERPRISING MERCHANT

K. Yamamoto is the biggest importer of Japanese goods to Hawaii. Every steamer from the Orient (tramp or passenger) brings him the largest shipment consigned to one firm. By getting his goods in large quantities the freight and other charges are greatly reduced which enables him to undersell all competitors.

MISS VANDERBILT, NOW A SZECHENYI



MISS GLADYS VANDERBILT, now COUNT SZECHENYI at NEWPORT.

NEW YORK, January 24.—The Vanderbilt house, where the wedding of Miss Vanderbilt to Count Szechenyi is to take place today, is being guarded by detectives to prevent robbers from securing any of the wedding presents. Up until yesterday the value of the wedding gifts sent to the bride was one million dollars.

The groom is an Hungarian count, and is wealthy in his own right. He is a member of the upper house of the Hungarian parliament and will take his bride to live on his estates. Miss Vanderbilt's personal fortune is \$12,500,000 and to this is added a \$5,000,000 wedding check from her family. The Count's family is one of the oldest in Europe, and as far as is known he is not in the degenerate class of other noblemen who have landed wealthy American brides.

PARTY IS STIRRED UP

DEMOCRATS FACING A SPLIT AND LAKEA DETERMINED TO RUN AGAIN.

A lot of Democrats "went up in the air" this morning when they read an apparently authorized and revised statement from Sheriff Lakea to the effect that if he did not get his party's nomination he would run independently. In correcting a quotation attributing to him the statement that he did not expect to run again, Lakea was quoted this morning as saying first "I am not a candidate in the sense that I am working for a nomination from my party, but I am willing to run if my party wants me" and later: "It may be that I shall be forced to run independently of the party nomination, but in any event, if I should so run, it will be as a Democrat."

These two somewhat contradictory statements are the cause of a lot of party discussion, which seems likely to result in a split of the not too large Democratic organization. The last statement is taken as a threat to the Democratic convention to nominate Lakea or he will "go it" and this is enough to enrage the true party followers. Both statements are regarded as showing decisively that Lakea is as a matter of fact out for another term, which has been generally expected anyhow.

The party committees, however, show strong signs of being anti-Lakea, and it is very doubtful if he can show much of a following among the Democrats who run the party. This includes the "big" leaders as well as the prefront men. The retiring chairman, W. A. Kinney, and the sheriff have not agreed any better than the men who are openly attacking Lakea, and it is said that if Kinney had remained chairman of the party his influence would probably have gone against the present sheriff. As to this there are various stories of pillk between the two. The probable new chairman, Ed. Ingham, is also claimed by the anti-Lakea faction.

Under all these circumstances, the politicians are predicting a Democratic split, with Jarrett the regular nominee and Lakea independent. As far as the Republicans are concerned, Wise appears to be the most discussed candidate. Chillingworth, who has been mentioned, is not legally eligible, it is claimed, owing to his being a member of the Senate.

A meeting of the central committee will be held this evening, when Ing-

BALTIMORE AND PORTLAND HAVE GREAT CONFLAGRATIONS

(Associated Press Cable to The Star.)

BALTIMORE, January 24.—A fire in the wholesale district has caused losses of \$400,000. Three firemen were killed and sixteen injured in fighting the flames.

PORTLAND, Maine, January 24.—The city hall and police buildings were burned today. Seven hundred Knights of Pythias in council session narrowly escaped from the burning buildings. The loss is a million.

BIG STORM RAGES ON ATLANTIC COAST

NEW YORK, January 24.—A severe storm is raging along the Atlantic coast and it is expected that many ships will suffer.

ARGENTINE SENDS WELCOME SQUADRON

MONTEVIDEO, January 24.—A squadron of five Argentine ships of war will meet the American torpedo boat flotilla and accord it a welcome.

ESCAPES FROM JAIL IN AUTOMOBILE

LISBON, January 24.—Today has brought forth no important developments of the plot yesterday discovered to overthrow the throne and make of Portugal a republic. Dr. Farman Lopez, connected with a plot to kill Premier Franco, has effected his escape from San Julia prison in an automobile. There are still thirty-nine prisoners who are supposed to have been implicated in the plot.

CROOK COMES FROM MANILA

TRANSPORT EN ROUTE TO SAN FRANCISCO WILL STAY IN PORT OVER NIGHT.

U. S. Army transport Crook, Captain C. F. Williams, docked at Naval Wharf No. 3 at 12:30 o'clock this afternoon from Manila and Nagasaki. She sails for San Francisco with ten or a dozen Army passengers from this port at 11 o'clock tomorrow morning. In the cabin are 51 passengers; there are 10 in the second-cabin and 81 in the steerage. Steerage passengers consist of 59 casuals of the Army, 10 enlisted men of the Navy and Marine Corps and 12 miscellaneous.

Among the through cabin passengers are Charles Bradley, a member of the crew of the floating drydock Dewey; Captain E. A. Macklin of the 25th Infantry, wife and son; Major and Quartermaster R. M. Schofield; Lieutenant Commander J. C. Thompson, U. S. N., accompanied by his wife; and Otto Werner and G. Meyer, members of the Dewey crew.

P. C. Hains, Jr., son of General Hains, is the quartermaster in charge of the transport.

HAYTIAN REBELS ARE CAPTURED

(Associated Press Cable to The Star.)
PORT-AU-PRINCE, Hayti, January 24.—The rebel forces have been surrounded and captured at Port de Paix.

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